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FILED
BOARD OF PHYSICAL THERAPY

OCT 13 2009

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHYSICAL THERAPY EXAMINERS

IN THE MATTER OF

Administrative Action

CHARLOTTE KALB, P.T.

License NO:40QA00242500

LICENSED TO PRACTICE
PHYSICAL THERAPY IN
THE STATE OF NEW JERSEY

CONSENT ORDER

This matter came before the New Jersey State Board of Physical Therapy Examiners (hereinafter referred to as the "Board") upon the Board's random audit of licensed physical therapists and physical therapist assistants pursuant to N.J.A.C. 13:39A-9.4(d) who submitted license renewal applications to engage in the practice of physical therapy for the 2008-2010 biennial renewal period. The renewal applications submitted by

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licensed physical therapists and physical therapist assistants included an acknowledgment regarding whether or not the licensees had completed thirty (30) continuing education (CE) credits during the period from February 1, 2006 through January 31, 2008 as required for the 2008-2010 biennial license renewal period pursuant to N.J.S.A. 45:9-37.18(a)10 and N.J.A.C. 13:39A-9.1 et. seq.

The information supplied by Charlotte Kalb, P.T. (hereinafter referred to as the "Respondent") in correspondence dated May 4, 2008 in response to the Board's audit is that she has completed twenty point five (20.5) Board pre-approved continuing education credits. Upon a review of the submissions, the Board found that Respondent had submitted twenty-two (22) continuing education credits from five (5) courses that are not open to the public: the course entitled "Essentials of Sign Language Part II", sponsored by Mountain Lakes Public Schools and taken for ten (10) continuing education credits; the course entitled "Intervention and Referral Services - Suicide Prevention Law", sponsored by Rockaway Township Public Schools and taken for four (4) continuing education credits; the course entitled "Sensory Integration Workshop", sponsored by Rockaway Township Public Schools and taken for two (2) continuing education credits; the course entitled "Oral Motor Disorders", sponsored by Rockaway Township Public Schools and taken for two (2) continuing

education credits; and the course entitled "In-service IDEA", sponsored by Rockaway Township Public Schools and taken for four (4) continuing education credits. Pursuant to N.J.A.C. 13:39-A9.3(h), only continuing education courses, programs and seminars offered on a non-discriminatory basis and open for anyone to attend may be counted.

The Board further found that the following nine (9) courses submitted by Respondent and taken for thirty-eight point five (38.5) continuing education credits are not pre-approved by the Board: the course entitled "Orientation Training", sponsored by Sunny Days Early Childhood Developmental Services and taken for two point five (2.5) continuing education credits; the course entitled "Introduction to IFSP Development", sponsored by NJ Early Intervention System and taken for six (6) continuing education credits; the course entitled "Early Intervention Procedural Safeguards", sponsored by the NJ Department of Health and Senior Services and taken for six (6) continuing education credits; the course entitled "Examining the Applications and Benefits of Botulinum Neurotoxins in an Occupational and Physical Therapy Environment", sponsored by University of Wisconsin Milwaukee and taken for two (2) continuing education credits; the course entitled "Essentials of Sign Language Part II", sponsored by Mountain Lakes Public Schools and taken for ten (10) continuing education credits; the course entitled "Intervention

and Referral Services - Suicide Prevention Law", sponsored by Rockaway Township Public Schools and taken for four (4) continuing education credits; the course entitled "Sensory Integration Workshop", sponsored by Rockaway Township Public Schools and taken for two (2) continuing education credits; the course entitled "Oral Motor Disorders", sponsored by Rockaway Township Public Schools and taken for two (2) continuing education credits; and the course entitled "In-service IDEA", sponsored by Rockaway Township Public Schools and taken for four (4) continuing education credits. For courses not pre-approved by the Board, a course outline and curriculum vitae for each lecturer must be provided to obtain credit pursuant to N.J.A.C. 13:39 A-9.3 (g) and N.J.A.C. 13:39 A-9.6 (a) upon audit.

Based upon all the available information reviewed, the Board has found that the Respondent has completed twenty point five (20.5) of the required continuing education credits. The Respondent's conduct in failing to obtain thirty (30) continuing education credits in the period from February 1, 2006 through January 31, 2008 establishes a basis for disciplinary action as the Respondent did not meet the requirements for renewal of her license to practice as a physical therapist as she failed to obtain the requisite thirty (30) continuing education credits within the two years preceding the renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq.

It appearing that the Respondent desires to resolve this matter without further proceedings and waiving any right to a hearing, and the Respondent acknowledging and not contesting the findings of fact and conclusion of law made by the Board; and the Board having been satisfied that the within resolution adequately protects the public health, safety and welfare; and for good cause shown:

ACCORDINGLY, IT IS ON THIS 13th DAY OF OCTOBER, 2009

ORDERED that:

1. The Respondent's license to practice as a physical therapist, renewed on February 1, 2008 and in active status, will remain active on the condition that the Respondent submits documentation that she has satisfactorily completed an additional nine point five (9.5) continuing education credits as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq. within sixty days (60) of the filing date of this order. Respondent may submit satisfactory proof of completion of continuing education courses relating to physical therapy which were not pre-approved by the Board for credit if the continuing education courses met the requirements of N.J.A.C. 13:39A-9.3(a) and the provider meets the requirements of N.J.A.C. 13:39A-9.6. Failure to comply with this condition within the stated time period will result in the

automatic and immediate suspension of the Respondent's license to practice physical therapy in New Jersey without further order until such time as Respondent submits satisfactory proof of completion of all required credits.

2. The nine point five (9.5) continuing education credits taken as part of this action shall not qualify to fulfill the mandatory continuing education requirements for the 2010-2012 renewal period pursuant to N.J.A.C. 13:39A-9.2(d).

3. Respondent is cautioned in the future to obtain the requisite continuing education courses within the preceding renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq. and to carefully complete all renewal applications

4. Respondent is hereby assessed a civil penalty in the amount of **\$250.00** for her failure to obtain the thirty (30) continuing education credits within the preceding biennial licensure renewal period.

5. Payment shall be made by certified check or money order immediately upon accepting and signing of this Consent Order and sent to the attention of Lisa Petrowski, to the Board of Physical Therapy Examiners, P.O. Box 42014, Newark, New Jersey 07101.

6. Failure on the part of the Respondent to pay the civil penalty timely or to comply with any of the terms of this

Consent Order constitutes a violation of the Order, proof of which would constitute grounds for further disciplinary action by the Board.

NEW JERSEY STATE BOARD
OF PHYSICAL THERAPY EXAMINERS

By: Karen E Wilk PT, DPT 400A00560100
Karen Wilk, P.T., D.P.T.
Chair

I have read and understand the within
Consent Order and agree to be bound
by its terms. Consent is hereby given
to the Board to enter this Order.

Charlotte Kalb PT

Charlotte Kalb, P.T.

DATED: 9/28/09